

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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DIEUDONNE ABEL,

Plaintiff,

- against -

TOWN SPORTS INTERNATIONAL HOLDINGS,
INC., TOWN SPORTS INTERNATIONAL, LLC,

Defendants.
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: 09 Civ. 10388 (DLC) (DF)
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: **AFFIDAVIT OF**
: **NITIN AJMERA**
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STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

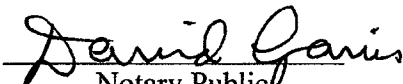
NITIN AJMERA, being duly sworn, deposes and says:

1. I am the Vice President of Accounting for Town Sports International, LLC ("TSI") a defendant in the above-captioned case. I am fully familiar with the facts set forth in this Affidavit.

2. In October 2010, TSI reserved \$75,000 allocable to meeting its obligations under the settlement agreement reached by the parties in this case. TSI included the \$75,000 reserve in the total expense column of its publicly available financial statements included in its quarterly report in a Form 10-Q filed with the Securities and Exchange Commission for the period ending September 30, 2010.


Nitin Ajmera

Sworn to before me
this 23 day of November, 2010


Notary Public

DAVID GANIS
Notary Public, State of New York
County of Westchester
No. 01GA6103525
My Commission Expires Dec 29, 2011